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11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**

13 FITNESS INTERNATIONAL, LLC

14 Plaintiff,

15 -vs-

16 LEAH ALSPAUGH and DOES 1
17 through 50, inclusive,

18 Defendant.

19 } Case No.: 8:22-CV-01800-DOC-DFM

20 } **FITNESS INTERNATIONAL, LLC'S**
21 } **SUPPLEMENTAL MEMORANDUM**
22 } **RE: LEAH ALSPAUGH'S**
23 } **CONTINUING VIOLATION OF THE**
24 } **COURT'S PERMANENT**
25 } **INJUNCTION**

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1 Plaintiff FITNESS INTERNATIONAL, LLC (hereinafter “Fitness”) respectfully
 2 submits the following supplemental memorandum regarding defendant LEAH
 3 ALSPAUGH’s (hereinafter “Alspaugh”) continuing violation of the Permanent
 4 Injunction entered by this Court on May 8, 2023. [Dkt. 81.]

5 On October 18, 2023, Fitness received a Federal Express envelope from Alspaugh
 6 which contained the following documents:

- 7 - A Lead Sheet from the Los Angeles County Recorder’s Office dated March
 8 28, 2023
- 9 - An Installment Agreement – Court Ordered Debt Collections from the
 10 Franchise Tax Board to Alspaugh dated November 18, 2021;
- 11 - Instructions for an Earnings Assignment Order for Spousal or Partner Support
 12 (Family Law);
- 13 - An Income Withholding for Support form dated October 1, 2023, completed
 14 by Alspaugh in which apparently she seeks certain withholdings as a current
 15 LA Fitness employee, including \$43,500,000 per month as “back pay on rents
 16 profits and supplements”; and
- 17 - An “Earnings Withholding Order for Taxes,” also dated 10/1/23, and bearing
 18 a Los Angeles Superior Court case number 23STCV11440 (there is no such
 19 case listed on the Los Angeles Superior Court’s docket).

20 **Exhibit A** to the concurrently-filed Declaration of Mindy Stokesberry
 21 (“Stokesberry Decl.”).

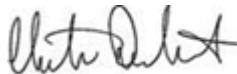
22 Fitness has no knowledge or information as to whether either of the tax documents
 23 dated October 1, 2023 were forwarded to any tax authority by Alspaugh.

24 In addition, at approximately 10:00 a.m. on October 20, 2023, Alspaugh entered
 25 the downtown Los Angeles LA Fitness gym, went to the front desk computer, and began
 26 looking up information. The police were called, however Alspaugh left before they
 27 arrived. A police report filed in connection with this incident. See **Exhibit B** to the
 28 Stokesberry Decl.

1 As the above demonstrates, Alspaugh is continuing to violate the Permanent
2 Injunction by trespassing onto Fitness' premises, using Fitness' equipment, and holding
3 herself out to be affiliated with Fitness and its brands. Moreover, Fitness now has to try
4 to ascertain whether any of the tax-related documents were filed or submitted to the
5 Franchise Tax Board by Ms. Alspaugh. In short, Fitness continues to be harassed and
6 forced to expend time and resources to try to untangle the web that Alspaugh continues
7 to spin.

8
9 DATED: October 20, 2023

YOKA | SMITH, LLP

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11 BY: 

12 ALICE CHEN SMITH
13 CHRISTINE C. DE METRUIS
14 Attorneys for Plaintiff, FITNESS
15 INTERNATIONAL, LLC

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